IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.22763 of 2008
RAM CHANDRA MANDAL
Versus
THE STATE OF BIHAR

03/ 27.08.2008 Heard.

The case is under Section 302/34 of the IPC and the petitioner is the father-in-law of the deceased.

The prosecution story is that the daughter of the deceased had fallen down from the roof and for which the deceased was tortured and probably beaten up also for not taking proper care of the child. The further allegation is that the lady was killed by setting her on fire.

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I have perused the case diary and I am really distressed to find that such lapse in investigation of a case of such serious nature, it is not even mentioned whether the accused was arrested or someone surrendered to the custody of the court or that the I.O. of the case investigating the matter and appreciating it a case of suicide, could detect any injury. By merely recording the statement of a couple of witnesses, like, the informant and his son and recording the description of the place of occurrence and copying the post-mortem examination report in one paragraph of the case

diary, the Investigating officer appears living under an impression of having discharged his duties. One aspect of the investigation is that the dead body was found on the roof of the first floor and generally suicide is not committed in an open space and that circumstance is sufficient not to grant bail.

Petition is dismissed.

DKS/ **(Dharnidhar Jha, J)**

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